

03/04/02

Please type a plus sign (+) inside this box → ☐

03-06-02

PTO/SB/05 (11-00)

Approved for use through 10/31/02. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY  
PATENT APPLICATION  
TRANSMITTAL

Attorney Docket No. 300622004620

First Inventor Rajesh S. Gokhale, et al.

Title METHODS TO MEDIATE POLYKETIDE SYNTHASE  
MODULE EFFECTIVENESS

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Express Mail Label No. EL 796955920 US

## CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Express Mail Label No.: EL 796955920 US

Date of Deposit: March 4, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

Vicki L. Andrews

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

## ADDRESS TO:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 202311. ☒ Fee Transmittal Form (e.g. PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)2. ☒ Applicant claims small entity status.  
See 37 CFR 1.27.3. ☒ Specification [Total Pages 61]

(preferred arrangement set forth below)

- Descriptive title of the invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the invention
- Brief Summary of the invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. ☒ Drawing(s) (35 USC 113) [Total Sheets 22]5. ☐ Oath or Declaration [Total Pages ]a. ☐ Newly executed (original or copy)b. ☐ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)6. ☒ Application Data Sheet. See 37 CFR 1.767. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)8. ☐ Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)a. ☐ Computer Readable Form (CRF)

b. Specification Sequence Listing on:

i. ☐ CD-ROM or CD-R (2 copies); orii. ☐ paperc. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))10. ☐ 37 CFR 3.73(b) Statement  
(where there is an assignee)☐ Power of Attorney11. ☐ English Translation document (if applicable)12. ☒ Information Disclosure Statement  
(IDS)/PTO-1449☐ Copies of IDS  
Citations13. ☐ Preliminary Amendment14. ☒ Return Receipt Postcard (MPEP 503)  
Should be specifically itemized15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)16. ☐ Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.17. ☐ Other

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation☐ Divisional☒ Continuation-in-part (CIP)

of prior application No: 09/500,747

Prior application information:

Examiner Kathleen Kerr

Group / Art Unit: 1652

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. This incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Labelor ☐ Correspondence address below

25225

PATENT TRADEMARK OFFICE

(Insert Customer No. or Attach bar code label here)

Name Morrison &amp; Foerster LLP

Address Brenda J. Wallach

3811 Valley Centre Drive, Suite 500

City San Diego

State CA

Zip Code 92130-2332

Country USA

Telephone 858-720-7961

Fax 858-720-5125

Name (Print/Type)

Brenda J. Wallach

Registration No. (Attorney/Agent)

45,193

Signature

Brenda J. Wallach

Date March 4, 2002

sd-81314

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL FOR FY 2002

Patent fees are subject to annual revision.

## Complete if Known

|                      |                |
|----------------------|----------------|
| Application Number   | To be assigned |
| Filing Date          | Herewith       |
| First Named Inventor | Rajesh GOKHALE |
| Examiner Name        | To be assigned |
| Group Art Unit       | To be assigned |

TOTAL AMOUNT OF PAYMENT

(\$ 388.00)

Attorney Docket No. 300622004620

## METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit  
Account  
Number

03-1952

Deposit  
Account  
Name

Morrison &amp; Foerster LLP

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17  
☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit Card ☐ Money Order ☐ Other

## FEE CALCULATION

## 1. BASIC FILING FEE

| Large<br>Fee<br>Code | Entity<br>Fee<br>(\$) | Small<br>Fee<br>Code | Entity<br>Fee<br>(\$) | Fee Description        | Fee<br>Paid |
|----------------------|-----------------------|----------------------|-----------------------|------------------------|-------------|
| 101                  | 740                   | 201                  | 370                   | Utility filing fee     | 370         |
| 106                  | 330                   | 206                  | 165                   | Design filing fee      |             |
| 107                  | 510                   | 207                  | 255                   | Plant filing fee       |             |
| 108                  | 740                   | 208                  | 370                   | Reissue filing fee     |             |
| 114                  | 160                   | 214                  | 80                    | Provisional filing fee |             |

SUBTOTAL (1) (\$ 370.00)

## 2. EXTRA CLAIM FEES

| Total Claims          | 22- 20** | Extra<br>Claims | Fee from<br>below | Fee Paid |
|-----------------------|----------|-----------------|-------------------|----------|
| Independent<br>Claims | - 3** =  | *               | x                 | = \$     |
| Multiple Dependent    |          |                 |                   | = \$     |

| Large<br>Fee<br>Code | Entity<br>Fee<br>(\$) | Small<br>Fee<br>Code | Entity<br>Fee<br>(\$) | Fee Description   |
|----------------------|-----------------------|----------------------|-----------------------|---|
| 103                  | 18                    | 203                  | 9                     | Claims in excess of 20                                    |
| 102                  | 84                    | 202                  | 42                    | Independent claims in excess of 3                         |
| 104                  | 280                   | 204                  | 140                   | Multiple dependent claims, if not paid                    |
| 109                  | 84                    | 209                  | 42                    | **Reissue independent claims over original patent         |
| 110                  | 18                    | 210                  | 9                     | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ 18.00)

\*\* or number previously paid, if greater; For reissues, see above.

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

| Large<br>Fee<br>Code | Entity<br>Fee<br>(\$) | Small<br>Fee<br>Code | Entity<br>Fee<br>(\$) | Fee Description  | Fee Paid |
|----------------------|-----------------------|----------------------|-----------------------|--|----------|
| 105                  | 130                   | 205                  | 65                    | Surcharge - late filing fee or oath  |          |
| 127                  | 50                    | 227                  | 25                    | Surcharge - late provisional filing fee or cover sheet                       |          |
| 139                  | 130                   | 139                  | 130                   | Non-English specification  |          |
| 147                  | 2,520                 | 147                  | 2,520                 | For filing a request for <i>ex parte</i> reexamination                       |          |
| 112                  | 920*                  | 112                  | 920*                  | Requesting publication of SIR prior to Examiner action                       |          |
| 113                  | 1,840*                | 113                  | 1,840*                | Requesting publication of SIR after Examiner action                          |          |
| 115                  | 110                   | 215                  | 55                    | Extension for reply within first month                                       |          |
| 116                  | 400                   | 216                  | 200                   | Extension for reply within second month                                      |          |
| 117                  | 920                   | 217                  | 460                   | Extension for reply within third month                                       |          |
| 118                  | 1,440                 | 218                  | 720                   | Extension for reply within fourth month                                      |          |
| 128                  | 1,960                 | 228                  | 980                   | Extension for reply within fifth month                                       |          |
| 119                  | 320                   | 219                  | 160                   | Notice of Appeal   |          |
| 120                  | 320                   | 220                  | 160                   | Filing a brief in support of an appeal                                       |          |
| 121                  | 280                   | 221                  | 140                   | Request for oral hearing   |          |
| 138                  | 1,510                 | 138                  | 1,510                 | Petition to institute a public use proceeding                                |          |
| 140                  | 110                   | 240                  | 55                    | Petition to revive - unavoidable   |          |
| 141                  | 1,280                 | 241                  | 640                   | Petition to revive - unintentional   |          |
| 142                  | 1,280                 | 242                  | 640                   | Utility issue fee (or reissue)   |          |
| 143                  | 460                   | 243                  | 230                   | Design issue fee   |          |
| 144                  | 620                   | 244                  | 310                   | Plant issue fee  |          |
| 122                  | 130                   | 122                  | 130                   | Petitions of the Commissioner  |          |
| 123                  | 50                    | 123                  | 50                    | Petitions related to provisional applications                                |          |
| 126                  | 180                   | 126                  | 180                   | Submission of Information Disclosure Stmt                                    |          |
| 581                  | 40                    | 581                  | 40                    | Recording each patent assignment per properties (times number of properties) |          |
| 146                  | 740                   | 246                  | 370                   | Filing a submission after final rejection (37 CFR § 1.129(a))                |          |
| 149                  | 740                   | 249                  | 370                   | For each additional invention to be examined (37 CFR § 1.129(b))             |          |
| 179                  | 740                   | 279                  | 370                   | Request for Continued Examination (RCE)                                      |          |
| 169                  | 900                   | 169                  | 900                   | Request for expedited examination of a design application                    |          |

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)

## SUBMITTED BY

Complete (if applicable)

|                   |                          |                                      |               |           |                |
|-------------------|--------------------------|--------------------------------------|---------------|-----------|----------------|
| Name (Print/Type) | Brenda J. Wallach        | Registration No.<br>(Attorney/Agent) | 45,193        | Telephone | (858) 720-7961 |
| Signature         | <i>Brenda J. Wallach</i> | Date                                 | March 4, 2002 |           |                |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

sd-75071